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### \*\* E-filed March 8, 2012 \*\* 1 2 3 4 5 6 NOT FOR CITATION 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA 10 SAN JOSE DIVISION 11 InspX, No. C11-04753 HRL Plaintiff, **ORDER TO SHOW CAUSE RE:** 12 FAILURE TO PROSECUTE AND 13 v. VACATING CASE MANAGEMENT CONFERENCE 14 Inspex, OY, 15 Defendant. 16 17

On January 9, 2012, upon plaintiff's unopposed request for a continuance, this Court continued the then-scheduled case management conference to March 13, 2012 to allow parties to continue settlement negotiationns. Docket No. 14. The court ordered the parties to submit a Joint Case Management Conference Statement no later than March 6. <u>Id.</u> No such statement has been filed. Additionally, although defendant Inspex was served on September 27, 2011, it has yet to appear in this action or submit a responsive pleading. <u>See</u> Dkt. No. 5. Accordingly, the Case Management Conference currently set for March 13, 2012 is VACATED. Plaintiff is ORDERED to appear on **April 17, 2012 at 10:00 a.m.** in Courtroom 2, Fifth Floor, United States District Court, 280 S. First Street, San Jose, California, 95113 to show cause why this case should not be dismissed for failure to prosecute.

IT IS SO ORDERED.

# United States District Court For the Northern District of California

# Case 5:11-cv-04753-HRL Document 16 Filed 03/08/12 Page 2 of 3

Dated: March 8, 2012

HOWARD R. LZOYD UNITED STATES MAGISTRATE JUDGE

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# C11-04753 HRL Notice will be electronically mailed to:

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Counsel are responsible for distributing copies of this document to co-counsel who have not registered for e-filing under the court's CM/ECF program.